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OFFICE OF PETITIONS

In re Application of	:	
Brad E. Hossler	:	
Application No. 10/074,599	:	CORRECTED
Filed: February 13, 2002	:	DECISION ON PETITION
Patent No. 6,948,594	:	
Issued: September 27, 2005	:	
For:	:	
ROPE LOCKING DEVICE WITH	:	
AUTOMATIC SAFETY MECHANISM	:	

This is a decision on the Petition to Correct Assignee Data in the Issue Fee Transmittal Pursuant to 37 C.F.R. 1.182, filed July 20, 2004, to correct the name of the assignee in the above-identified patent. The petition is properly treated as a request under 37 CFR 3.81(b)¹.

The request is **dismissed**.

Petitioner states that the correct assignee of the above-identified patent is Tiffin Scenic Studios, Inc. Petitioner provides that the PTOL-85 only listed the name of assignee as Tiffin Scenic Design, Inc. As such, Petitioner requests correction of the name of the assignee. The petition is not accompanied by a request for a certificate of correction (and fee).

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth

¹ See, 1283 OG 148 22 June 2004, 69 Fed. Reg. 29865 26 May 2004

in § 3.11 before issuance of the patent, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter.

The request under 37 CFR 3.81(b) was not accompanied by a request for a certificate of correction (and fee) as required by 3.81(b). As petitioner has failed to comply with the provisions of 37 CFR 3.81(a), the request cannot be granted.

A review of Office database assignment records reflects that an assignment to Tiffin Scenic Studios, Inc., has been recorded. Therefore, upon submission of the required certificate of correction and fee, it would be appropriate for the Office to issue a certificate of correction to correct the front page of the Letters Patent to reflect that Tiffin Scenic Studios, Inc., was the assignee of record at the time of issuance of the instant application into a patent. Note also 35 U.S.C. § 152.

In view of the above and **after issuance of this application into a patent, the Certificates of Correction Branch is instructed to issue a certificate of correction upon submission by petitioner of a request for a certificate of correction (and fee) which sets forth Tiffin Scenic Studios, Inc., as the assignee.** *No certificate of correction will be issued which sets forth an assignee other than the assignee set forth in this request. A copy of this decision must accompany the request for a Certificate of Correction.*

No further renewed request under 37 CFR 3.81(b) is necessary for consideration by the Office of Petitions for issuance of a certificate of correction in the name of the assignee set forth in this request, as this decision operates as an instruction to the Certificates of Correction Branch to issue the requested certificate of correction.

Inquiries concerning this decision should be directed to the undersigned at (571) 272-3232.

After the submission by petitioner of the request for a certificate of correction to correct the assignee data on the front page of the Letters Patent, any questions pertinent

thereto should be directed to the Certificates of Correction
Branch at (703) 305-8309.

A handwritten signature in cursive script, appearing to read "Derek L. Woods".

Derek L. Woods

Attorney

Office of Petitions